

Docket No.

B-29

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**Methods and compositions for immunotherapy of B cell involvement in promotion of a disease condition comprising multiple sclerosis**

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>

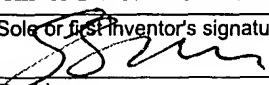
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

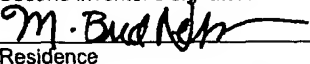
**M. Bud Nelson, Reg. No. 35,300**

This Power of Attorney has been revoked. Please see attached Power of Attorney.

Send Correspondence to: **M. Bud Nelson**  
**BioCrystal Ltd.**  
**575 McCorkle Boulevard**  
**Westerville, OH 43082-8888**

Direct Telephone Calls to: *(name and telephone number)*  
**M. Bud Nelson 614-818-1170 ext. 201**

Full name of sole or first inventor <b>Emilio Barbera-Guillem</b>	
Sole or first inventor's signature 	Date <b>21 August 2000</b>
Residence <b>1555 Picarde Court, Powell, Ohio, 43065</b>	
Citizenship <b>Spain</b>	
Post Office Address <b>same as above for residence</b>	

Full name of second inventor, if any <b>M. Bud Nelson</b>	
Second inventor's signature 	Date <b>21 August 2000</b>
Residence <b>482 Park Boulevard, Worthington, Ohio, 43085</b>	
Citizenship <b>United States</b>	
Post Office Address <b>same as above for residence</b>	

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents  
Washington, D.C. 20231

**REVOCATION OF PRIOR POWERS OF ATTORNEY**  
**AND NEW POWERS OF ATTORNEY**

BIOCRYSTAL, LTD. states that it is a current assignee of record of the U.S. Serial Nos. shown on the attached schedule.

BIOCRYSTAL, LTD. hereby revokes all previous powers of attorney and appoints:

Steve M. Auvil, Reg. No. 40,492  
W. Scott Harders, Reg. No. 42,692  
Gregory S. Kolocouris, Reg. No. 47,714  
W. Joseph Melnik, Reg. No. 48,741  
Raymond A. Miller, Reg. No. 42,891  
Arthi Tirey, Reg. No. 50,960

to prosecute and transmit all business in the United States Patent and Trademark Office connected therewith.

Please send all correspondence to Customer No. 21130

**Statement Under 37 C.F.R. §3.73(b)**

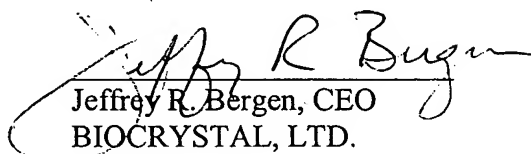
The undersigned has reviewed the attached schedule and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

May 13, 2002  
Date

  
Jeffrey R. Bergen, CEO  
BIOCRYSTAL, LTD.

Serial No.	Date Filed	Date Recorded	Reel/Frame
09/303,701	5/3/99	5/3/99	9946/0795
METHOD FOR EX VIVO LOADING OF ANTIGEN PRESENTING CELLS WITH ANTIGEN AND A			
09/436,145	11/9/99	11/9/99	010387/0150
METHODS FOR IDENTIFICATION AND VERIFICATION			
09/244,592	2/4/99	3/22/99	9853/0029
COMPOSITIONS FOR DETECTING AND SURGICALLY REMOVING LYMPHOID TISSUE			
09/526,006	3/15/00	3/15/00	010634/0065
CELL CULTURE APPARATUS AND METHOD FOR CULTURING CELLS			
09/594,985	6/15/00	6/15/00	010873/0145
VACCINE FORMULATIONS AND METHODS FOR IMMUNIZING AN INDIVIDUAL AGAINST SHED			
09/643,573	8/22/00	8/22/00	011031/0327
METHODS AND ASSAY KITS FOR DETECTING A PRO-MS IMMUNE RESPONSE VIA ASSAY OF B CELLS			
09/643,277	8/22/00	8/22/00	011031/0138
COMPOSITIONS, ASSAY KITS AND METHODS FOR USE RELATED TO A DISEASE CONDITION			
09/643,595	8/22/00	8/22/00	011031/0209
METHODS AND COMPOSITIONS FOR IMMUNOTHERAPY OF B CELL INVOLVEMENT IN			
09/394,635	9/13/99	9/13/99	010258/0875
FUNCTIONALIZED NANOCRYSTALS AS VISUAL TISSUE-SPECIFIC IMAGING			
09/482,379	1/13/00	1/13/00	010513/0958
PIPETTE TIP FOR USE WITH A SPETUM			
09/697,920	10/27/00	10/27/00	011254/0092
HOLDER FOR CELL CULTURE DEVICES			
09/783,469	2/12/01	2/14/01	01156/0845
FUNCTIONALIZED ENCAPSULATED FLUORESCENT NANOCRYSTALS			
09/541,747	4/3/00	04/3/00	010681/696
ASSAY KITS AND METHODS FOR IMMUNE COMPLEX-MEDIATED ACTIVATION INVOLVING SHED			
09/633,953	8/8/00	8/8/00	011023/0537
FLUORESCENT NANOCRYSTAL-EMBEDDED MICROSPHERES FOR FLUORESCENCE			
09/717,651	11/21/00	11/21/00	011317/0732
ACCESS PORT SEPTUM AND ASSEMBLY			
09/975,889	10/11/01	10/11/01	012254/0121
MAGNETIC SHEET ASSEMBLY			
09/724,251	11/28/00	11/28/00	011293/0839
CELL CULTURE APPARATUS AND METHODS OF USE			
09/724,153	11/28/00	11/28/00	011304/0700
CELL CULTURE APPARATUS AND METHODS OF USE			
09/732,162	12/7/00	12/07/00	011344/0715
MICROINCUBATOR COMPRISING A CELL CULTURE APPARATUS AND TRANSPARENT			
09/788,972	2/20/01	2/20/01	011560/0230
MAILER FOR CELL CULTURE DEVICE			
09/784,533	2/15/01	2/15/01	011560/0008
PERFUSION SYSTEM FOR CULTURED CELLS			
09/792,561	2/23/01	2/23/01	011567/0489
METHOD FOR DETECTING A MONUCLEAR CELL PHENOTYPE RELATED TO A PRO-TUMOR IMMUNE			

09/835,759	4/16/01	4/16/00	011705/0686
VACCINE AND IMMUNOTHERAPY FOR SOLID NONLYMPHOID TUMOR AND RELATED			
09/861,686	5/21/01	5/21/01	011879/0980
CENTRIFUGE APPARATUS AND METHODS FOR SEPARATING COMPONENTS FROM A CELL CULTURE			
09/940,388	8/27/01	8/27/01	012127/0299
AUTOMATED CELL MANAGEMENT SYSTEM FOR GROWTH AND MANIPULATION OF CULTURED			
29/145,630	7/26/01	7/26/01	012023/0208
CELL MANAGEMENT DEVICE			